

CLYDE & CO US LLP
7251 West Lake Mead Boulevard, Suite 430
Las Vegas, Nevada 89128

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KYLE VIRAY, an individual,
Plaintiff,

v.

DARRIUS LARNARD MATHIS, an individual;
DOES I - X, inclusive; and ROE BUSINESS
ENTITIES I - X, inclusive,
Defendants.

LM GENERAL INSURANCE COMPANY,
Intervenor.

KYLE VIRAY, an individual,
Cross-Claimant,

v.

LM GENERAL INSURANCE COMPANY,
Cross-Defendant.

CASE NO.: 2:23-cv-00270-ART-BNW

ORDER APPROVING

**STIPULATION TO EXTEND TIME
TO FILE RESPONSE TO
INTERVENOR AND CROSS-
DEFENDANT LM GENERAL
INSURANCE COMPANY'S MOTION
TO DISMISS PLAINTIFF'S FIRST
AMENDED CROSS-CLAIM [ECF 18]
AND RESPONSES TO PLAINTIFF'S
FIRST MOTION TO REMAND
[ECF 12] AND SECOND MOTION TO
REMAND [ECF 13]**

**(First Request on Motion to Dismiss,
Second Request on Motions to Remand)**

Intervenor and Cross-Defendant LM General Insurance Company (“LMGIC”) and Plaintiff Kyle Viray (“Viray”) by and through their attorneys, hereby stipulate and request that the Court extend the time for Viray to file a response regarding LMGIC’s Motion to Dismiss Plaintiff’s First Amended Cross-Claim (ECF 18) and request that the Court extend the time for LMGIC to file responses to Plaintiff’s First Motion to Remand (ECF 12) and Second Motion to Remand (ECF 13). The parties have stipulated to extend the response deadlines to **April 20, 2023**.

The parties have been in settlement discussions and are hopeful that the claim will resolve. The parties are also discussing potential options to resolve portions of the claim, in the event the case does not settle. The parties are requesting an extension of the deadlines in the event that the claim does not resolve. Good cause exists to grant this extension as the parties wish to conserve costs towards a settlement and/or claim resolution so that these pending responses may no longer be necessary.

This is the parties’ first request to extend the briefing schedule relating to the Motion to Dismiss Plaintiff’s First Amended Cross-Claim (ECF No. 18) and the parties’ second request to extend the briefing schedules relating to Plaintiff’s First Motion to Remand (ECF 12) and Second Motion to Remand (ECF 13). .

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Respectfully Submitted,

Dated: March 30, 2023

LAW OFFICE OF DAVID SAMPSON, LLC CLYDE & CO US LLP

/s/ David F. Sampson

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Attorneys for Plaintiff

ORDER

IT IS HEREBY ORDERED that the parties' Stipulation for Extension of Time to extend the time for Plaintiff Viray to file a response regarding LMGIC's Motion to Dismiss Plaintiff's First Amended Cross-Claim (ECF 18) and extend the time for LMGIC to file responses to Plaintiff's First Motion to Remand (ECF 12) and Second Motion to Remand (ECF 13). The parties have stipulated to extend the response deadlines to **April 20, 2023**.

DATED: April 3, 2023


ANNE R. TRAUM
UNITED STATES DISTRICT JUDGE